

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

**DONALD L. PALMER,
PETITIONER,**

-V-

**Case No. C-1-00-882
Judge Rose
Magistrate Judge Merz**

**MARGARET A. BAGLEY, WARDEN
RESPONDENT.**

**PETITIONER'S MOTION TO FILE MEMORANDUM
IN EXCESS OF TWENTY PAGES IN REGARD TO PETITIONER'S
MOTION FOR A CERTIFICATE OF aPPEALABILITY**

Petitioner respectfully requests that the Court permit him to file his motion in excess of twenty pages for the reasons set forth in the accompanying memorandum.

s/Keith A. Yeazel

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ATTORNEYS FOR PETITIONER

MEMORANDUM IN SUPPORT

Due to the necessity for Petitioner to specify in detail the basis of his Objections to the Report and Recommendation concerning the Motion for a Certificate of Appealability Petitioner's document exceeds the 20-page limit set forth by the Court's rules. See S.D. Ohio Civ.R. 7.2 (a) (3). In the Motion, Petitioner has included a table of contents and a summary. Petitioner therefore respectfully moves for permission to file his Motion in excess of 20 pages.

Respectfully submitted,

s/ Keith A. Yeazel

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served upon:

Matthew C. Hellman

Anna Franceschelli
Assistant Attorney Generals
Capital Crimes Section
30 East Broad Street, 23rd Floor
Columbus, Ohio 43215

using the Court's CM/ECF system, this 16th day of October, 2006.

s/ Keith A. Yeazel

Keith A. Yeazel